

Name: MR. GARY WALLNumber: 1133749Place of Confinement: RED UNION STATE PRISON,Post Office Box 1900, POUNDS, VIRGINIA 22749-1900CLERK'S OFFICE U.S. DIST. COURT  
AT ROANOKE, VA  
FILED

APR 23 2018

JULIA C. DUDLEY, CLERK  
BY: [Signature]  
DEPUTY CLERKdated: APRIL 15<sup>th</sup> 2018MR. GARY WALL #1133749

Plaintiff

v.

Civil action no. 7:17-cv-00385E. RASNICK, Correctional Officer of R.S.P.;  
J. HUCKS, Correctional Officer of R.S.P.; et aln;  
defendants(s)

## IN RE: PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to RULE 26, and RULE 34, of the FEDERAL RULES OF CIVIL PROCEDURE, Plaintiff requests that the defendants produce the following document. Please produce the documents to plaintiff at: RED UNION STATE PRISON, Post Office Box 1900, POUNDS, VIRGINIA 22749-1900, or at such place as all parties shall hereafter agree. Please note that the term "DOCUMENTS" is defined broadly in Federal Rules of Civil Procedure, RULE 34(a)(1), and includes regulations, memorandums, correspondences and E-mails.

1. All documents that contain, mention, construe, or refer to policies on Staff's use of ~~force~~ force and four-point restraints in the Virginia Department of Corrections, to include, but not limited too:

- Operational Procedures: 420.2, (SECURITY), USE OF RESTRAINTS, 760.2, Training and Development +  
0.21.1; EVIDENCE COLLECTION and PRESERVATION,  
030.4; SPECIAL INVESTIGATIONS UNIT, and  
135.1; OFFICER CODE OF CONDUCT;  
0.38.1, REPORTING SERIOUS INCIDENTS,

2. All documents that evidence, mention, or refer to the altercation on August 14<sup>th</sup> 2015, in ALPHA-100 pod, at Red Union State Prison involving Officer G. WALL #1133749, including but not limited too:

Medical Records;

Investigative Report Case file #150423RED (to include RAPID-EYE Video footage);

Criminal Case file #195CR16 F 00035-00, and 01, In the VIJSE COUNTY CIRCUIT COURT;

Internal Incident Reports: ROSP-2015-300965, ROSP-2015-000966, ROSP-2015-000931;  
ROSP-2015-000966, ROSP-2015-000969, ROSP-2015-000932;  
ROSP-2015-000967, ROSP-2015-000930, ROSP-2015-000933;

Any other investigative materials and documents relating to Subsequent inmate and Staff discipline, if any.

3. The Complete Contents of Plaintiff's file from: August 13<sup>th</sup> 2015, until present date of this response, including but not limited too:

Operational Procedure 050.3, Facility Release of Offenders (ATTACHMENT #9) Form;  
NOTICE OF AN ICA HEARING (DOC-11 G) form for hearings dated: 8/14/15, and 8/27/15;  
FORMAL ICA (DOC-11 H) forms for hearings dated: 8/17/15, and 9/1/15; and

(CONTINUED ON NEXT PAGE)

PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

Continued from: page: one

(CONTINUATION OF: PARAGRAPH #3; from page: one)

All Medical and Mental Health records (including 8/16/15, X-Rays of Plaintiff's left hand, wrist and head) done at Walkers Ridge State Prison.

4. All incident reports that evidence, mention, or refer to incidents of Staff on Offender assault (while fully restrained or in restraints) or the excessive use of force (i.e. use of B.C. Gas, canines, and/or four-point restraints) at Red Onion State Prison that have occurred since: August 2013, until present date of this response.

5. All documents written or created since August 2013, that contain, ~~mention~~ mention, contain, or refer to any inspection, inquiry, or complaint about the use of excessive force by Staff and/or assault by Staff on Offenders while fully restrained, whether formal or informal, official or unofficial, including ~~but not~~ inmate, Staff, and Civilian grievances, Complaints Petitions or Appeals, and including responses to such documents prepared by Red Onion State Prison, the Virginia Department of Corrections, Staff or their agents.

6. All other documents, items of evidence, sworn or unsworn statements or affidavits that relates to the August 14 2015, incident or allegations made by in the Plaintiff's Complaint to include but not limited too:

- All Still Pictures of Offender G. Wall #1133749, taken at R.O.S.P. (Removal from four-point restraints);
- All Still ~~Picture~~ Pictures of Offender G. Wall #1133749, taken at W.R.S.P. (upon arrival on 8/14/15);
- SONY Handheld Camera footage of Offender G. Wall #1133749, initial Strap-On in four-point restraints on 8/14/15;
- SONY Handheld Camera footage of Offender G. Wall #1133749, removal from four-point restraints on 8/14/15;
- RADIO-EYE VIDEO FOOTAGE OF: ALPHA-100 pod on 8/14/15, at approx. 4:00 pm.;
- A&B Bulvard on 8/14/15, at approx. 4:00 - 4:30 pm;
- BRAVO-300 pod, on 8/14/15, at approx. 4:10 - 4:45 pm;
- ALPHA-100 pod, on 8/14/15, at approx. 4:00 - 4:45 pm;
- ALPHA-1, 2, & 3's Vestibule on 8/14/15, at approx. 4:00 - 4:30 pm;
- BRAVO-1, 2, & 3's Vestibule on 8/14/15, at approx. 4:00 - 4:45 pm;
- BRAVO-300, Cell (Strap-On Cell) on 8/14/15, at approx. 4:00 - 4:45 pm.

dated: April 15<sup>th</sup> 2018

J. Wall #1133749  
Respectfully Submitted

CERTIFICATE OF SERVICE

I hereby certify that on this 16<sup>th</sup> day of APRIL 2018, I mailed Two (2) Copies of the foregoing: PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS; to respondents: THE UNITED STATES DISTRICT COURT CLERK; 210 FRANKLIN ROAD, S.W. Suite 540, ROANOKE, VIRGINIA 24011-2202, by first class mail.

J. Wall #1133749  
Respectfully Submitted